Application/Control No. Applicant(s)/Patent Under Reexamination Search Notes MCCORMICK, JAMES B. 10723692 David C. Walton Therabody, Inc. (b) County of Residence of First Listed Plaintiff County of Residence of First Listed Defendant Chesterfield (EXCEPT IN U.S. PLAINTIFF CASES) (IN U.S. PLAINTIFF CASES ONLY) IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. (c) Attomeys (Firm Name, Address, and Telephone Number) Attorneys (If Known) ThompsonMcMullan, P.C., 100 Shockoe Slip, 3rd Floor, Richmond, VA 23219, Telephone: 804-649-7545 III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff II. BASIS OF JURISDICTION (Place an "X" in One Box Only) and One Box for Defendant) (For Diversity Cases Only) DEF 1 U.S. Government 3 Federal Question DEF PTF X 1 Incorporated or Principal Place 4 4 Plaintiff (U.S. Government Not a Party) Citizen of This State $\prod 1$ of Business In This State 2 Incorporated and Principal Place **X** 5 5 U.S. Government Diversity Citizen of Another State of Business In Another State Defendant (Indicate Citizenship of Parties in Item III) 3 Foreign Nation 6 6 Citizen or Subject of a 3 Foreign Country IV. NATURE OF SUIT (Place an "X" in One Box Only) Click here for: Nature of Suit Code Descriptions OTHER STATUTES CONTRACT TORTS FORFEITURE/PENALTY BANKRUPTCY 375 False Claims Act 422 Appeal 28 USC 158 110 Insurance PERSONAL INJURY PERSONAL INJURY 625 Drug Related Seizure 120 Marine 310 Airplane 365 Personal Injury of Property 21 USC 881 423 Withdrawal 376 Oui Tam (31 USC 130 Miller Act 315 Airplane Product Product Liability 7690 Other 28 USC 157 3729(a)) Liability 367 Health Care/ 400 State Reapportionment 140 Negotiable Instrument INTELLECTUAL PROPERTY RIGHTS 410 Antitrust 150 Recovery of Overpayment 320 Assault, Libel & Pharmaceutical 430 Banks and Banking Personal Injury & Enforcement of Judgmen Slander 820 Copyrights 450 Commerce 330 Federal Employers' 151 Medicare Act Product Liability 830 Patent 460 Deportation 152 Recovery of Defaulted Liability 368 Asbestos Personal 835 Patent - Abbreviated 340 Marine Injury Product 470 Racketeer Influenced and Student Loans New Drug Application 345 Marine Product Corrupt Organizations (Excludes Veterans) Liability 840 Trademark PERSONAL PROPERTY 153 Recovery of Overpayment Liability 480 Consumer Credit LABOR 880 Defend Trade Secrets (15 USC 1681 or 1692) 710 Fair Labor Standards 350 Motor Vehicle × 370 Other Fraud of Veteran's Benefits Act of 2016 85 Telephone Consumer 160 Stockholders' Suits 355 Motor Vehicle 371 Truth in Lending Act 380 Other Personal 720 Labor/Management SOCIAL SECURITY Protection Act 190 Other Contract Product Liability 861 HIA (1395ff) 490 Cable/Sat TV Property Damage Relations 195 Contract Product Liability 360 Other Personal 385 Property Damage 862 Black Lung (923) 850 Securities/Commodities/ 740 Railway Labor Act 196 Franchise Injury 362 Personal Injury -751 Family and Medical 863 DIWC/DIWW (405(g)) Exchange Product Liability Leave Act 864 SSID Title XVI 890 Other Statutory Actions Medical Malpractice REAL PROPERTY CIVIL RIGHTS PRISONER PETITIONS 790 Other Labor Litigation 865 RSI (405(g)) 891 Agricultural Acts 440 Other Civil Rights Habeas Corpus: 791 Employee Retirement 893 Environmental Matters 210 Land Condemnation FEDERAL TAX SUITS 895 Freedom of Information 441 Voting 463 Alien Detainee Income Security Act 220 Foreclosure 870 Taxes (U.S. Plaintiff 230 Rent Lease & Ejectment 442 Employment 510 Motions to Vacate Act or Defendant) 896 Arbitration 240 Torts to Land 443 Housing/ Sentence 871 IRS-Third Party 899 Administrative Procedure 530 General 245 Tort Product Liability Accommodations 26 USC 7609 **IMMIGRATION** Act/Review or Appeal of 445 Amer. w/Disabilities 535 Death Penalty 290 All Other Real Property Agency Decision Employment Other: 462 Naturalization Application 950 Constitutionality of 446 Amer. w/Disabilities 540 Mandamus & Other 465 Other Immigration 550 Civil Rights Actions State Statutes Other 448 Education 555 Prison Condition 560 Civil Detainee -Conditions of Confinement V. ORIGIN (Place an "X" in One Box Only) 2 Removed from 4 Reinstated or 6 Multidistrict ☐ 8 Multidistrict Remanded from 5 Transferred from Original \square 3 Litigation -Litigation -Proceeding State Court Appellate Court Reopened Another District Transfer Direct File (specify) Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 28 U.S.C. § 1332(a) VI. CAUSE OF ACTION Brief description of cause: Fraudulent inducement VII. REQUESTED IN CHECK YES only if demanded in complaint: DEMAND \$ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. Yes × No \$4,656,304.00 JURY DEMAND: **COMPLAINT:** VIII. RELATED CASE(S) (See instructions): IF ANY JUDGE DOCKET NUMBER

SIGNATURE OF ATTORNEY OF RECORD

APPLYING IFP

MILA

JUDGE

MAG. JUDGE

DATE

FOR OFFICE USE ONLY

AMOUNT

RECEIPT #